

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

GIOVANNI VALERIO,

Petitioner,

vs.

ANTHONY SCILLIA, WARDEN,

Respondent.

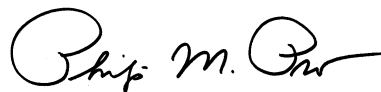
2:10-CV-01806-PMP-LRL

ORDER

Petitioner Giovanni Valerio has filed an application to proceed *in forma pauperis* and submitted a petition for a writ of habeas corpus. The motion for leave to proceed in forma pauperis (#1) is incomplete in that it fails to include the financial certificate signed by the proper prison authority that is required for individuals proceeding pro se. Petitioner shall be sent the correct form and given an opportunity to file a corrected motion. Accordingly, petitioner shall be given leave to proceed in forma pauperis on a temporary basis. The petition shall be retained unfiled and it shall not be served on the named respondents at this time.

IT IS THEREFORE ORDERED that the motion for leave to proceed in forma pauperis (#1) is **GRANTED** on a temporary basis. The Clerk shall send to petitioner another application to proceed in forma pauperis form and instructions therefor. Petitioner shall have thirty (30) days from the date on which this order is entered to either pay the required \$5.00 filing fee, or file a new, fully completed application to proceed in forma pauperis, including a completed financial certificate from inmate services. The failure to timely do so may result in the dismissal of this action. The Clerk shall retain the petition but not file it at this time.

DATED: October 26, 2010.



PHILIP M. PRO
United States District Judge